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*Counsel for Plaintiff SPX Total Body Fitness  
 LLC and the Proposed Class*

*Counsel for Defendant Google LLC*

*[Additional Counsel listed on signature page]*

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

SPX Total Body Fitness LLC, d/b/a The Studio  
 Empower, on behalf of itself and all others  
 similarly situated,

Plaintiff,

v.

GOOGLE LLC,

Defendant.

Case No. 4:21-cv-00801-HSG

**JOINT STIPULATION AND  
 [PROPOSED] ORDER REGARDING  
 COMPLAINT RESPONSE  
 DEADLINES**

Hon. Haywood S. Gilliam, Jr.

1 Pursuant to Civil Local Rule 6-1(a), Plaintiff SPX Total Body Fitness LLC, d/b/a The Studio  
2 Empower (“Plaintiff” or “SPX”) and Defendant Google LLC (“Defendant” or “Google”) stipulate as  
3 follows:

4 WHEREAS, on March 19, 2021, the parties stipulated to a schedule setting Defendant’s deadline  
5 to answer or otherwise respond to the complaint as June 4, 2021; Plaintiff’s deadline to respond to any  
6 motion to dismiss as August 3, 2021; and Defendant’s deadline to reply to any response as September 3,  
7 2021 (ECF No. 22);

8 WHEREAS, on March 23, 2021, the Court entered an Order Regarding Complaint Response  
9 Deadlines (as modified) (ECF No. 23);

10 WHEREAS, on April 30, 2021, Google submitted a motion to the Judicial Panel on Multidistrict  
11 Litigation (“J.P.M.L.”) pursuant to 28 U.S.C. § 1407 seeking centralization of related cases pending in  
12 district courts across the country and transfer to the Northern District of California, and requested that  
13 the J.P.M.L. include the above-captioned case in the MDL proceedings;

14 WHEREAS, on May 11, 2021, the Court held a Case Management Conference (“CMC”) in this  
15 case;

16 WHEREAS, as suggested by the Court at the CMC, the parties have conferred and reached  
17 agreement on a modified schedule for complaint response deadlines;

18 NOW THEREFORE, pursuant to Civil Local Rule 6-1(a), the parties through their respective  
19 counsel hereby stipulate as follows:

20 Defendant’s deadline to answer or otherwise respond to the complaint is August 16, 2021;

21 Plaintiff’s deadline to respond to any motion to dismiss is October 18, 2021; and

22 Defendant’s deadline to reply to any response is November 19, 2021.  
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1 **IT IS SO STIPULATED.**

2 Dated: May 14, 2021

Respectfully submitted,

3  
4 /s/ Fred T. Isquith, Jr.

Fred T. Isquith, Jr. (admitted *pro hac vice*)

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/s/ Justina K. Sessions

Justina K. Sessions

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**FILER'S ATESTATION**

Pursuant to Civil L.R. 5-1(i)(3), regarding signatures, I, Justina K. Sessions attest that concurrence in the filing of this document has been obtained from each of the other signatories.

Dated: May 14, 2021

By: /s/ Justina K. Sessions  
Justina K. Sessions, SBN 270914

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

SPX Total Body Fitness LLC, d/b/a The Studio  
Empower, on behalf of itself and all others  
similarly situated,

Plaintiff,

v.

GOOGLE LLC,

Defendant.

Case No. 4:21-cv-00801-HSG

**[PROPOSED] ORDER REGARDING  
COMPLAINT RESPONSE  
DEADLINES**

Hon. Haywood S. Gilliam, Jr.

1 The parties having stipulated to a modified schedule for complaint response deadlines, and  
2 good cause appearing therefor, it is hereby ORDERED that the deadline for Defendant to respond  
3 to the complaint is August 16, 2021; Plaintiff's deadline to respond to any motion to dismiss is  
4 October 18, 2021; and Defendant's deadline to reply to any response is November 19, 2021.

5  
6  
7 Dated: May \_\_, 2021

HONORABLE HAYWOOD S. GILLIAM, JR.  
UNITED STATES DISTRICT JUDGE